

EXHIBIT 4

From: Louis Fisher
Sent: Friday, November 16, 2018 9:35 PM
To: John Hooks
Cc: John Compton; Natasha Merle; Kristen A. Johnson; John Cusick; Aria Vaughan; Natane.Singleton@usdoj.gov
Subject: RE: Barnhardt v. Meridian: forthcoming motions

Good evening John:

As today is the current fact discovery deadline, Plaintiffs intend to file their remaining discovery motions tonight. Given the District's email at 5:26pm EST, it appears the parties are at an impasse regarding the re-deposition of Chief Clayton and that the District does not consent to extend the discovery deadline given the pending discovery motions. We will proceed accordingly.

Thanks,

Louis

Louis Fisher
Harvard Law Review Public Interest Fellow
NAACP Legal Defense and Educational Fund, Inc.

40 Rector Street, 5th Floor, New York, NY 10006

■ [212.965.2267](tel:212.965.2267) ■ lfisher@naacpldf.org

www.naacpldf.org  



PRIVILEGE AND CONFIDENTIALITY NOTICE: This email and any attachments may contain privileged or confidential information and is/are for the sole use of the intended recipient(s). Any unauthorized use or disclosure of this communication is prohibited. If you believe that you have received this email in error, please notify the sender immediately and delete it from your system.

From: John Hooks <John.Hooks@arlaw.com>
Sent: Friday, November 16, 2018 6:27 PM
To: Louis Fisher <lfisher@naacpldf.org>
Cc: John Compton <JCompton@witherspooncompton.com>; Natasha Merle <nmerle@naacpldf.org>; Kristen A. Johnson <kjohnson@naacpldf.org>; John Cusick <jcusick@naacpldf.org>; Aria Vaughan <Aria.Vaughan@usdoj.gov>; Natane.Singleton@usdoj.gov
Subject: Re: Barnhardt v. Meridian: forthcoming motions

Hi Louis:

You have not conferred in good faith, because you have not cited to any portions of the Chief's transcript to substantiate your allegations that he did not provide sufficient answers. Again, I am requesting you set out in detail exactly the questions you claim he did not answer. I do not believe that a global allegation that the witness did not comply is sufficient to satisfy your good-faith burden.

Without these specifics, how could the District negotiate with you?

Thanks,

John

John S. Hooks

Adams and Reese LLP
1018 Highland Colony Parkway, 800
Ridgeland, Mississippi 39157

Direct: 601.292.0708
Cell: 601.750.5434
E-fax: 601.944.9037

Admitted in Mississippi and the District of Columbia

On Nov 16, 2018, at 5:16 PM, Louis Fisher <lfisher@naacpldf.org> wrote:

John:

Thank you for your response. Please return an executed copy of the attached good faith certificate regarding our motion for leave to re-depose, so that we may file it today.

Thanks,

Louis

Louis Fisher

Harvard Law Review Public Interest Fellow

NAACP Legal Defense and Educational Fund, Inc.

40 Rector Street, 5th Floor, New York, NY 10006

<image001.jpg> [212.965.2267](tel:212.965.2267) <image001.jpg> lfisher@naacpldf.org
www.naacpldf.org <image002.jpg> <image003.jpg>

<image004.jpg>

PRIVILEGE AND CONFIDENTIALITY NOTICE: This email and any attachments may contain privileged or confidential information and is/are for the sole use of the intended recipient(s). Any unauthorized use or disclosure of this communication is prohibited. If you believe that you have received this email in error, please notify the sender immediately and delete it from your system.

From: Jaime Dole <Jaime.Dole@arlaw.com> **On Behalf Of** John Hooks

Sent: Friday, November 16, 2018 5:27 PM

To: Louis Fisher <lfisher@naacpldf.org>; John Hooks <John.Hooks@arlaw.com>

Cc: John Compton <JCompton@witherspooncompton.com>; Natasha Merle <nmerle@naacpldf.org>; Kristen A. Johnson <kjohnson@naacpldf.org>; John Cusick <jcusick@naacpldf.org>; Aria Vaughan <Aria.Vaughan@usdoj.gov>; Natane.Singleton@usdoj.gov

Subject: RE: Barnhardt v. Meridian: forthcoming motions

Hi Louis,

Please see my previous email in response to Aria's message.

Thank you,

John

From: Louis Fisher [<mailto:lfisher@naacpldf.org>]

Sent: Friday, November 16, 2018 3:15 PM

To: John Hooks

Cc: John Compton; Natasha Merle; Kristen A. Johnson; John Cusick; Aria Vaughan;
Natane.Singleton@usdoj.gov

Subject: RE: Barnhardt v. Meridian: forthcoming motions

John:

Chief Clayton was unable to substantively answer questions relating to trainings—both required under the MOU between the Meridian Police Department and Meridian Public School District Police Department (“MPSDPD”) and the 2013 Consent Order; MPDSDPD’s policies and procedural manual; and revisions to edits proposed by the United States and Plaintiffs to several policies introduced as exhibits during the deposition. Throughout these lines of questions, Chief Clayton testified that he would have to look back at the document to provide an answer and/or that he had submitted documentation of which Plaintiffs have no record.

Plaintiffs would also like to re-up our request of your position on our motion to extend the discovery deadline to 2-weeks after receipt of anything ordered by the Court, as well as to extend our time to provide objections to unitary status until 2 weeks after such receipt of the documents/opportunity to re-depose. As you know, Plaintiffs have a motion to compel already outstanding. We also intend to file motion to compel production of documents responsive to RFP 21 today and a motion to re-depose Chief Clayton (if the parties are unable to come to an agreement).

Let me know if you have any additional questions.

Thank you,

Louis

Louis Fisher

Harvard Law Review Public Interest Fellow

NAACP Legal Defense and Educational Fund, Inc.

40 Rector Street, 5th Floor, New York, NY 10006

<image001.jpg> [212.965.2267](tel:212.965.2267) <image001.jpg> lfisher@naacpldf.org

www.naacpldf.org <image002.jpg> <image003.jpg>

<image004.jpg>

PRIVILEGE AND CONFIDENTIALITY NOTICE: This email and any attachments may contain privileged or confidential information and is/are for the sole use of the intended recipient(s). Any unauthorized use or disclosure of this communication is prohibited. If you believe that you have received this email in error, please notify the sender immediately and delete it from your system.

From: John Hooks <John.Hooks@arlaw.com>
Sent: Thursday, November 15, 2018 12:48 PM
To: Louis Fisher <lfisher@naacpldf.org>
Cc: John Compton <JCompton@witherspooncompton.com>; Natasha Merle <nmerle@naacpldf.org>; Kristen A. Johnson <kjohnson@naacpldf.org>; John Cusick <jcusick@naacpldf.org>; Aria Vaughan <Aria.Vaughan@usdoj.gov>; Natane.Singleton@usdoj.gov
Subject: Re: Barnhardt v. Meridian: forthcoming motions

Louis:

Please provide a list of questions you contend Chief Clayton did not answer, including citations to the transcript.

I will respond once I have reviewed.

Thanks,

John

John S. Hooks

Adams and Reese LLP
1018 Highland Colony Parkway, 800
Ridgeland, Mississippi 39157

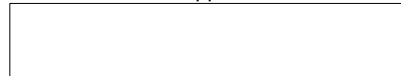
Direct: 601.292.0708
Cell: 601.750.5434
E-fax: 601.944.9037

Admitted in Mississippi and the District of Columbia

John Hooks

Partner

Admitted in Mississippi and District of Columbia



1018 Highland Colony Parkway, Suite 800 | Ridgeland, MS 39157
main 601.353.3234 | **direct** 601.292.0708 | **mobile** 601.750.5434
efax 601.944.9037 | **fax** 601.355.9708

john.hooks@arlaw.com

[website](#) [bio](#) [vCard](#) [map](#)



On Nov 15, 2018, at 10:44 AM, Louis Fisher <lfisher@naacpldf.org> wrote:

All,

Plaintiffs plan to file a motion to extend the discovery deadline to a date two weeks after the Court's ruling on our pending motion to compel. Please let us know by COB today if you consent to this extension?

Plaintiffs also plan to file a motion to re-depose Chief Clayton based on his lack of preparedness for the 30(b)(6) deposition. Please give your positions on this request today as well.

Thanks,

Louis

Louis Fisher

Harvard Law Review Public Interest Fellow

NAACP Legal Defense and Educational Fund, Inc.

40 Rector Street, 5th Floor, New York, NY 10006

<image001.jpg> [212.965.2267](tel:212.965.2267) <image001.jpg> lfisher@naacpldf.org

www.naacpldf.org <image002.jpg> <image003.jpg>

<image004.jpg>

PRIVILEGE AND CONFIDENTIALITY NOTICE: This email and any attachments may contain privileged or confidential information and is/are for the sole use of the intended recipient(s). Any unauthorized use or disclosure of this communication is prohibited. If you believe that you have received this email in error, please notify the sender immediately and delete it from your system.

<11.16 Good Faith Cert.pdf>